

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION  
No. 4:02-CR-60-5H  
No. 4:10-CV-195-H

NIGEL CLARKE, )  
Petitioner, )  
 )  
v. ) **ORDER**  
 )  
UNITED STATES OF AMERICA )  
Respondent. )

This matter is before the court on petitioner's motion raising a constitutional challenge to his conviction and petitioner's motion pursuant to Rule 60(b). Finding both motions to be without merit, said motions are DENIED.

This 29<sup>th</sup> day of September 2014.

  
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MALCOLM J. HOWARD  
Senior United States District Judge

At Greenville, NC  
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